



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Brian A. Whittle et al. Confirmation No: 5627  
Appl. No. : 10/716,506  
Filed : November 20, 2003  
Title : CHINESE HERBS EXTRACT  
  
TC/A.U. : 1655  
Examiner : C. R. TATE  
  
Docket No.: : WHIT3001C2/REF  
Customer No: : 23364

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Official Action of April 24, 2006, in connection with the above identified application. The period for response to this Official Action has been extended to expire on June 24, 2006, by the filing herewith of a petition for a one month extension of time and payment of the required fee.

The Official Action is a restriction requirement in which it is urged that there are two separate and distinct inventions claimed in this application. Applicants elect the Group I invention which includes claims 1-16, drawn to various combinations of therapeutic herbal extracts, without traverse. Applicants reserve the right to file one or more divisional applications on the non-elected inventions at a later time.

In addition, Applicants are further required to elect a single disclosed species for search purposes. Applicants elect the specific combination of herbs as defined in claim 8(a). Applicants most respectfully submit that claims 1-16 are readable on the elected invention.

In view of the election of the Group I invention and the single disclosed species, without traverse, an early and favorable action on the merits of claims 1-16, readable

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Amendment dated: June 26, 2006  
Reply to OA of: April 24, 2006

on the elected invention is now believed to be in order and is most respectfully requested.

Respectfully submitted,

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June 26, 2006